

PETITION FOR WRIT OF HABEAS CORPUS: 28 USC §2254 (Rev. 9/10)
ADOPTED BY ALL FEDERAL COURTS IN TEXAS

IN THE UNITED STATES DISTRICT COURT
FOR THE Western DISTRICT OF TEXAS
Waco DIVISION

PETITION FOR A WRIT OF HABEAS CORPUS BY
A PERSON IN STATE CUSTODY

Rebecca Joy Bond
PETITIONER
(Full name of Petitioner)

Mountainview Unit
CURRENT PLACE OF CONFINEMENT

vs.

02128686

PRISONER ID NUMBER

W18CA306

Senior Warden Donna Kazmierszak
RESPONDENT
(Name of TDCJ Director, Warden, Jailor, or
authorized person having custody of Petitioner)

CASE NUMBER
(Supplied by the District Court Clerk)

INSTRUCTIONS - READ CAREFULLY

1. The petition must be legibly handwritten or typewritten and signed and dated by the petitioner, under penalty of perjury. Any false statement of an important fact may lead to prosecution for perjury. Answer all questions in the proper space on the form.
2. Additional pages are not allowed except in answer to questions 11 and 20. Do not cite legal authorities. Any additional arguments or facts you want to present must be in a separate memorandum. The petition, including attachments, may not exceed 20 pages.
3. Receipt of the \$5.00 filing fee or a grant of permission to proceed *in forma pauperis* must occur before the court will consider your petition.
4. If you do not have the necessary filing fee, you may ask permission to proceed *in forma pauperis*. To proceed *in forma pauperis*, (1) you must sign the declaration provided with this petition to show that you cannot prepay the fees and costs, and (2) if you are confined in TDCJ-CID, you must send in a certified *In Forma Pauperis* Data Sheet form from the institution in which you are confined. If you are in an institution other than TDCJ-CID, you must send in a certificate completed by an authorized officer at your institution certifying the amount of money you have on deposit at that institution. If you have access or have had access to enough funds to pay the filing fee, then you must pay the filing fee.

5. Only judgments entered by one court may be challenged in a single petition. A separate petition must be filed to challenge a judgment entered by a different state court.
6. Include all of your grounds for relief and all of the facts that support each ground for relief in this petition.
7. Mail the completed petition and one copy to the U. S. District Clerk. The "Venue List" in your unit law library lists all of the federal courts in Texas, their divisions, and the addresses for the clerk's offices. The proper court will be the federal court in the division and district in which you were convicted (for example, a Dallas County conviction is in the Northern District of Texas, Dallas Division) or where you are now in custody (for example, the Huntsville units are in the Southern District of Texas, Houston Division).
8. Failure to notify the court of your change of address could result in the dismissal of your case.

PETITION

What are you challenging? (Check all that apply)

- ☒ A judgment of conviction or sentence, (Answer Questions 1-4, 5-12 & 20-25)
probation or deferred-adjudication probation.
- ☐ A parole revocation proceeding. (Answer Questions 1-4, 13-14 & 20-25)
- ☐ A disciplinary proceeding. (Answer Questions 1-4, 15-19 & 20-25)
- ☐ Other: _____ (Answer Questions 1-4, 10-11 & 20-25)

All petitioners must answer questions 1-4:

Note: In answering questions 1-4, you must give information about the conviction for the sentence you are presently serving, even if you are challenging a prison disciplinary action. (Note: If you are challenging a prison disciplinary action, do not answer questions 1-4 with information about the disciplinary case. Answer these questions about the conviction for the sentence you are presently serving.) Failure to follow this instruction may result in a delay in processing your case.

1. Name and location of the court (district and county) that entered the judgment of conviction and sentence that you are presently serving or that is under attack: Smith County
District Court, Tyler Texas
2. Date of judgment of conviction: April 7, 2017
3. Length of sentence: 50 years
4. Identify the docket numbers (if known) and all crimes of which you were convicted that you wish to challenge in this habeas action: 114-1759-16

Judgment of Conviction or Sentence, Probation or Deferred-Adjudication Probation:

5. What was your plea? (Check one) ☐ Not Guilty ☒ Guilty ☐ Nolo Contendere
6. Kind of trial: (Check one) ☐ Jury ☒ Judge Only
7. Did you testify at trial? ☐ Yes ☒ No
8. Did you appeal the judgment of conviction? ☐ Yes ☒ No
9. If you did appeal, in what appellate court did you file your direct appeal? _____

_____ Cause Number (if known): _____

What was the result of your direct appeal (affirmed, modified or reversed)? _____

What was the date of that decision? _____

If you filed a petition for discretionary review after the decision of the court of appeals, answer the following:

Grounds raised: _____

Result: _____

Date of result: _____ Cause Number (if known): _____

If you filed a petition for a *writ of certiorari* with the United States Supreme Court, answer the following:

Result: _____

Date of result: _____

10. Other than a direct appeal, have you filed any petitions, applications or motions from this judgment in any court, state or federal? This includes any state applications for a writ of habeas corpus that you may have filed. ☒ Yes ☐ No

11. If your answer to 10 is "Yes," give the following information:

Name of court: Court of Criminal Appeals of Texas

Nature of proceeding: denied without written notice

Cause number (if known): 114-1759-16A

Date (month, day and year) you filed the petition, application or motion as shown by a file-stamped date from the particular court: Feb. 12, 2018

Grounds raised: Ineffective Assistance of Counsel

Date of final decision: Aug. 22, 2018

What was the decision? denied

Name of court that issued the final decision: Court of Criminal Appeals of Texas

As to any second petition, application or motion, give the same information:

Name of court: _____

Nature of proceeding: _____

Cause number (if known): _____

Date (month, day and year) you filed the petition, application or motion as shown by a file-stamped date from the particular court: _____

Grounds raised: _____

Date of final decision: _____

What was the decision? _____

Name of court that issued the final decision: _____

If you have filed more than two petitions, applications or motions, please attach an additional sheet of paper and give the same information about each petition, application or motion.

12. Do you have any future sentence to serve after you finish serving the sentence you are attacking in this petition? ☐ Yes ☒ No

(a) If your answer is "Yes," give the name and location of the court that imposed the sentence to be served in the future: _____

(b) Give the date and length of the sentence to be served in the future: _____

- (c) Have you filed, or do you intend to file, any petition attacking the judgment for the sentence you must serve in the future? ☐ Yes ☐ No

Parole Revocation:

13. Date and location of your parole revocation: _____
14. Have you filed any petitions, applications or motions in any state or federal court challenging your parole revocation? ☐ Yes ☐ No

If your answer is "Yes," complete Question 11 above regarding your parole revocation.

Disciplinary Proceedings:

15. For your original conviction, was there a finding that you used or exhibited a deadly weapon?
☐ Yes ☐ No
16. Are you eligible for release on mandatory supervision? ☐ Yes ☐ No
17. Name and location of the TDCJ Unit where you were found guilty of the disciplinary violation:

Disciplinary case number: _____

What was the nature of the disciplinary charge against you? _____

18. Date you were found guilty of the disciplinary violation: _____

Did you lose previously earned good-time days? ☐ Yes ☐ No

If your answer is "Yes," provide the exact number of previously earned good-time days that were forfeited by the disciplinary hearing officer as a result of your disciplinary hearing:

Identify all other punishment imposed, including the length of any punishment, if applicable, and any changes in custody status:

19. Did you appeal the finding of guilty through the prison or TDCJ grievance procedure?
☐ Yes ☐ No

If your answer to Question 19 is "Yes," answer the following:

Step 1 Result: _____

Date of Result: _____

Step 2 Result: _____

Date of Result: _____

All petitioners must answer the remaining questions:

20. For this petition, state every ground on which you claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Summarize briefly the facts supporting each ground. If necessary, you may attach pages stating additional grounds and facts supporting them.

CAUTION: To proceed in the federal court, you must ordinarily first exhaust your available state-court remedies on each ground on which you request action by the federal court. Also, if you fail to set forth all the grounds in this petition, you may be barred from presenting additional grounds at a later date.

A. GROUND ONE: ineffective assistance of counsel

Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

Attorney Showing Prejudice, Failure to Investigate Evidence, Failure to Investigate Insanity Defense or Fully Investigate Competency, Failure to Investigate Witnesses, Advice Concerning Plea, Going to trial, Preserving Rights Constructive Denial of Counsel

B. GROUND TWO: _____

Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

C. **GROUND THREE:** _____

Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

D. **GROUND FOUR:** _____

Supporting facts (Do not argue or cite law. Just state the specific facts that support your claim.):

21. Relief sought in this petition: To have effective assistance
and a trial as was wanted and needed
all along. Have my rights preserved. To obtain
a trial with a change of venue granted
due to the nature of misconduct and
neglect by Smith County and acting
representation Norman LADD, with DA
Matt Bingham also against Bond without cause.

22. Have you previously filed a federal habeas petition attacking the same conviction, parole revocation or disciplinary proceeding that you are attacking in this petition? ☐ Yes ☒ No
If your answer is "Yes," give the date on which each petition was filed and the federal court in which it was filed. Also state whether the petition was (a) dismissed without prejudice, (b) dismissed with prejudice, or (c) denied.
- _____
- _____

If you previously filed a federal petition attacking the same conviction and such petition was denied or dismissed with prejudice, did you receive permission from the Fifth Circuit to file a second petition, as required by 28 U.S.C. § 2244(b)(3) and (4)? ☐ Yes ☐ No

23. Are any of the grounds listed in question 20 above presented for the first time in this petition? ☐ Yes ☒ No

If your answer is "Yes," state briefly what grounds are presented for the first time and give your reasons for not presenting them to any other court, either state or federal.

24. Do you have any petition or appeal now pending (filed and not yet decided) in any court, either state or federal, for the judgment you are challenging? ☐ Yes ☒ No

If "Yes," identify each type of proceeding that is pending (i.e., direct appeal, art. 11.07 application, or federal habeas petition), the court in which each proceeding is pending, and the date each proceeding was filed. _____

25. Give the name and address, if you know, of each attorney who represented you in the following stages of the judgment you are challenging:

- (a) At preliminary hearing: Norman LADD III 223 S. Bonner Ave. Tyler TX 75702
- (b) At arraignment and plea: Norman LADD III 223 S. Bonner Ave. Tyler TX 75702
- (c) At trial: _____
- (d) At sentencing: Norman LADD III 223 S. Bonner Ave. Tyler TX 75702
- (e) On appeal: _____
- (f) In any post-conviction proceeding: _____

(g) On appeal from any ruling against you in a post-conviction proceeding: _____

Timeliness of Petition:

26. If your judgment of conviction, parole revocation or disciplinary proceeding became final over one year ago, you must explain why the one-year statute of limitations contained in 28 U.S.C. § 2244(d) does not bar your petition.¹

¹ The Antiterrorism and Effective Death Penalty Act of 1996 ("AEDPA"), as contained in 28 U.S.C. § 2244(d), provides in part that:

- (1) A one-year period of limitation shall apply to an application for a writ of habeas corpus by a person in custody pursuant to the judgment of a State court. The limitation period shall run from the latest of—
 - (A) the date on which the judgment became final by the conclusion of direct review or the expiration of the time for seeking such review;
 - (B) the date on which the impediment to filing an application created by State action in violation of the Constitution or laws of the United States is removed, if the applicant was prevented from filing by such State action;
 - (C) the date on which the constitutional right asserted was initially recognized by the Supreme Court, if the right has been newly recognized by the Supreme Court and made retroactively applicable to cases on collateral review; or
 - (D) the date on which the factual predicate of the claim or claims presented could have been discovered through the exercise of due diligence.
- (2) The time during which a properly filed application for State post-conviction or other collateral review with respect to the pertinent judgment or claim is pending shall not be counted toward any period of limitation under this subsection.

Signature of Attorney (if any)

I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true and correct and that this Petition for a Writ of Habeas Corpus was placed in the prison mailing system on

October 8, 2018 (month, day, year).

Executed (signed) on 10-8-2018 (date).

Rebecca Joy Bond
Signature of Petitioner (required)

Petitioner's current address:

Mountainview Unit (Rebecca Joy Bond
2305 Ransom Road #2128686
Gatesville TX 76528

(Cover Page)
(Index of Authorities)

Gonzales v. U.S.
Hill v. Lockhart
McLukie v. Abbott
McMann v. Richardson
Medina v. California
Nealy v. Cabana
Strickland v. Washington
U.S. v. Kauffman
U.S. v. Nahodil
Woodard v. Collins
also: 4247(c) FCCP & Rules

Prayer

Pray the honorable court accept and grant investigation and trial. Relief grant on this habeas per evidence, change of venue per prejudiced by LADD & DA Bingham of Smith County. Also pray effective assistance by competent representation of attorney per 1.051 Article.

Thank You Respectfully
Submitted,

10-8-10

Rebecca Bond
Rebecca Bond

(Memorandum In Support)
of 2254 page 1

Attorney Showing Prejudice:

Nealy v. Cabana 764 F.2d 1173, 1178 - A defendant need not show that counsel's deficient conduct more likely than not altered the outcome of the case; instead the question is whether there is a reasonable probability, absent the errors, the fact finder would have reasonable doubt respecting guilt. Strickland v. Washington 104 S.Ct at 2067. The defendant must show that the counsel's representation fell below an objective standard of reasonableness, and that defendant was prejudiced by counsel. Gonzalez v. U.S. 722 F.3d 118, 130: there is "reasonable probability" that, but for the counsel's unprofessional errors, the results of the proceedings would have been different. Bond was prejudiced and disadvantaged by the lack of efficient representation by Norman LADD III. LADD did not perform as an attorney should. LADD did not recite correct law and even told Bond she faced life w/o parole for her 1st degree felony but now Bond knows that ~~no~~ that punishment was not a realistic one. Bond was not and is not a legal authority but Norman LADD is supposed to be versed in the law as he is an attorney sworn to do so, but LADD is deficient to say the least.

(Memorandum of LAH)

page 2

Bond confided much to LADD about childhood and adult abuse she had endured. She also told LADD of her over 25 years of hard drug use and diagnosed mental disease. It is clear to Bond that these truths told further pushed LADD to show indifference to Bond by neglecting to address any of these issues and after Bonds letters and talks to LADD his whole attitude was that of indifference and prejudice. (See Exhibit 1) (Letter Bond wrote after meeting LADD)

Failure to Investigate Insanity Defense or Fully Investigate Competency:

Medina V. California 505 U.S. 437, 439/112 S.Ct. 2572/120 L.Ed. 353 "It is well established that the Due Process Clause of the 14th Amendment prohibits the criminal prosecution of a defendant who is not competent to stand trial. U.S. V. Kaufman 109 F.3d 186 failure to conduct any investigation into possible insanity defense was "ineffective counsel. McHuckie V. Abbott 337 F.3d 1193, 1199" a failure to timely investigate a client's mental state, let alone a failure to assert a mental state defense at trial, falls well below an objective standard of reasonableness, where a defendant exhibits "severe mental issues". 2128686

Memorandum of LAW

page 3

For the record Bond has been a mental health patient since around 1992. Bond has been on pernanate disability since 2008 December for "severe mental health issues". These are not lies as Norman LADD and Matt Bingham (DA) together state. These are absolute truths easily verifiable by way of some phone calls, faxes, emails or mail. Bond has been diligently trying to obtain her own medical records but is having difiicultys because of indegency due to inprisonment. The State of Texas Social Security Department who put Bond on disability since 2008 December address is:
Social Security Administration
5509 Donnybrook
Tyler, TX 75703

There are plenty of records to be obtained and can be verified that Bond is in fact not a liar through the SSI office of Tyler TX. Here are more offices Bond was a mental patient of:

ETMC Behavioral Health
4101 University Blvd.
Tyler, TX 75701
ph. (903) 266-2200

2128686

(Memorandum of Law)

Page 4

Andrews Center | Rusk State Hospital
2323 W. Front St. | Rusk, TX 75785
Tyler, TX 75702
ph. (903) 5971351

Parkland Hospital | Dallas Metro Care
(Parkland Psych) | Dallas, TX
Dallas, TX

Mountainview Unit | Dawson State Jail
Dr. Jose Rodriguez | Dr. Reddy
Gatesville, TX | Dallas, TX

These are some rehabs Bond has been at:

Nexus Rehab | Salvation Army (Reconnect)
La Prada | 633 Broadway
Dallas, TX | Tyler, TX 75702

All these informations are true and correct and were neglected to formulate any defense for Bond even though LAbp could have researched he did not. Some records also were requested about Bond and her Traumatic Brain Injury the worst in 2014 treated at:

Trinity Mother Frances
800 E. Dawson
Tyler, TX 75701

(Memorandum of LHW)

page 5

Per Federal Code of Criminal Procedures and Rules 4247.(C) under Psychiatric or Psychological Reports. States that reports shall include: (1) the persons history (documentation of history apparently should be included or researched) (Procter states no formal testing was done) and this is apparent. With no formal testing done Bond was not properly evaluated per 4247.(C) FCCP Rules. Bond simply answered a short questionnaire by Dr. Procter about if she knew what a Judge, Jury and Prosecution were. These are in no forms a test especially of a person who is severely mentally ill with an extensive history to prove it. See Exhibit 1 which is 8 pages long a letter Bond wrote to then attorney Norman Ladd telling many things including about previous and current psychological issues and confinements. Note Bond's insurance also in Exhibit 2 states Medicaid, Bond only received Medicaid because of her Social Security Disability she received. Exhibit 2 which is 5 pages in length shows history with ETMC's system as Bi-polar also that current prescription was Abilify an antipsychotic medication. Also note original copies were sent of multiple letters and

(Memorandum of Law) page 6

- about Bonds psych history and believe were entered into record when Reply Brief to counter LADD was put in record. This would all fall also under subsection Failure to Investigate Evidence.

Advice Concerning Plea, Going to Trial or Preserving Rights and Constructive Denial of Counsel: Mc Mann v. Richardson

397 U.S. 759, 771 / 90 S.Ct 1441/25 LEd 2d 763

"During plea negotiations a defendant is entitled to competent counsel. Woodward v. Collins 898 F.2d 1027, 1029; when a lawyer advises a client to plea bargain

- to an offense which attorney has not investigated such conduct is always unreasonable. Hill v. Lockhart 474 U.S. 52, 57 / 106 S.Ct 366 / 88 L.Ed 2d 203, U.S. v. Nahodil 36 F.3d 323 ineffective claim stated where counsel advised client to plea guilty despite defendants repeated objections.

Failure to Investigate Witnesses - these following could and would testify to abuse by Luis Martinez and psychological history + character LADD never called them.

Linda Bond (903) 566-3272
1440 FM 2767 (903) 752-0283
Tyler, TX 75705

Bobby & Dessie Shepherd / Cedric Ford
304 Dodge St. / 15678 CR 46
Tyler, TX 75705 / Ben Wheeler, TX
75704

- All of Bonds providers for med. info psych

Kaylyn Rose Newman
(Facebook Page)

Krumdiek
Shaw Beauty College
Tyler, TX 75702

LADD neglected these informations showing prejudice and unprofessionalism.

Bond 2128686

Exhibit 1 p.1

Mr Norman LADD,

9-30-16

This is Rebecca Bond I met u in court the 23rd for my charge against me for murder. I hope you will come see me soon I really need talk with you about a few things. My mental state is not going to well I am breaking down more and more in my mind I was institutionalized a few times before I have been through so many traumatic things starting from childhood around 7,89 when I was raped by a grown man I need to give you this back ground I feel so I don't have to keep reliving it over and over. I can fill u in in person about the rest but I have not had a easy life at all not to feel sorry for me but for a little while my mental not good not to mention my common law hūs Martinez the man who is passed away is gone from me now he did abuse me mentally and physically through the 2½ yrs we were together I also found out after falling in love with him that he had previously been convicted of raping a 4 yr old girl and sometimes I would be called her name and he would say he didn't mean to say that alot of mind games and things went on through the years but I tried to look how God would forgive but it did seem like he still was a molester

Exhibit 1 pg 2

type. I did not hold against him but sometimes
 really messed with my mind and he was on drugs
 meth like me and would be very mean at times
 but once high he was sweet as can be and
 called me his Jay I need help obviously and I
 trust that you win your cases because you
 seem sincere when I spoke briefly with you.
 Also our house which the electric and water is in
 my name but not house mortgage note, is a concern
 to me I sell on ebay and let go and have
 our house full of merchandise to let go
 and sell my mother has tried to retrieve
 my belongings as in my purse which I
 have 2 credit cards on Pay pal w \$30.00
 a Regus Bank card with 170 in checking and
 170 in savings ~~need to get more~~ plus
 around \$280.00 cash in my brown tasseled
 backpack purse also with medications and
 my phone the sheriffs said I would receive
 in my property here and so far have nothing to
 me I need pay my 13yr olds phone bill on
 4th and have a truck payment coming up also
 she needs money for a new phone cover I
 need your help desperately and I'm trying
 to hold it together I'm in 23hr lock down
 I was hoping to get a reduction in bond
 they made it \$250,000 and also I just

Exhibit 1 pg 3

②

need counseling and mental health services. I have blacked out a few times maybe 6 in my life from not being on my medication ability and ~~But~~ something bad happens it hasn't happened to me in years until this with my husband I don't like to admit

I need mental help but I know I do I have ~~been~~ been to Greenoaks, Rust State, Greenoaks (Dallas), Nexus (3x), Parkland Psych, BHC (3x) I got so busy with going full time to school 8-5 tue thru ~~thru~~ Saturday then coming home to change to go clean house or mow lawns or wash peoples clothes I neglected my mental needs not meaning to and everything got jumbled also I was using IV meth, morphine and heroin along with my husband and all was so much on me I have not even processed a horrible rape crime that was done to me about 3 yrs ago on Valentine street I was beaten severely blinded from blows with a concrete block arm broken by 2 people who I didn't even know but I know who did it now and nothing has been done to them regarding

TY-BOND, REBECCA JOY-Enc# 49864390-STY-E-E-9/21/2016 R ED Physician Documentation-9/21/2016--ER0043-4pg

ED Course / Workup

Chart by exception Circle positive responses - findings. A backslash (\) indicates a pertinent negative



ETMC-South ER (STY)
6210 S. Broadway
Tyler, TX 75703
1-800-648-8141

Patient: BOND, REBECCA JOY
Triage Date: September 21, 2016
DOB: January 3, 1979 Sex: Female
Med Rec#: 0296577 Age: 37 yr
Account#: 49864390

Clinical Work-up

Cardiac Monitor Rate _____ / Rhythm NSR _____ / STTA Ectopy _____
EKG Rate _____ / Rhythm NSR _____ / STTA Ectopy _____
PR NL _____ / QRS: NL _____ / Axis: NL _____ / Previous EKG: N / Y / Unchanged / _____ / CP Interp/Review
CBC NL except WBC _____ / Hgb _____ / Hct _____ / Platelets _____ / segs _____ / bands _____ / lymphs _____ / monos _____ / eos _____
Metabolic Profile NL except: Na _____ / K _____ / Cl _____ / CO2 _____ / G.U. _____ / Ca _____ / BUN _____ / Creat _____ / Albumin _____
Total Protein _____ / AST/SGOT _____ / ALT/SGPT _____ / Alkaline Phos _____ / Total Bilirubin _____
Cardiac Enzymes NL except CK _____ / CKMB _____ / Troponin _____ / PT _____ / INR _____ / PTT _____ / Other _____
UA NL except WBC _____ / RBCs _____ / bacteria _____ / dip _____
Other Lab D-Stick _____ / HCG qual _____ / HCG quant _____ / Hemacult _____ / Amylase _____ / Lipase _____ / BNP _____ / D-Dimer _____
Other Lab I-Stab _____ / Other _____
X-ray (1) _____ (2) _____ (3) _____ Interpreted by EP / Radiology
CT / MRI / US NL _____ Reason Ordered _____

ED Course (Timing, Reason, Intervention, and Result)

Recheck 1 Unchanged / Improved / Worse [] AMI - Aspirin at arrival Y / N / Not indicated / Pt refused
Recheck 2 Unchanged / Improved / Worse Beta blocker at arrival Y / N / Not indicated / Pt refused
PMD Consultant

Calls Placed

Discussion

Prudent layperson EMC Y / N EMTALA EMC Y / N Stability Stable for Discharge / Stable for Transfer / Unstable
Records Reviewed Nursing Notes Flow Sheets EMS / Nursing Home / Prior ED / Inpatient / Inpatient Ordered / Inpatient Unavailable

Clinical Impression / Diagnosis

(1) Cellulitis Botfly (2) Anxiety (3) _____
Allergic response _____
CELLULITIS OF ARM _____
CELLULITIS OF LEG _____
INSECT BITE OF ARM _____
INSECT BITE OF LEG _____
INSECT BITE OF NECK _____

Disposition

Location Home / Admit / NH or ALF / LWBS / AMA / Transf For Work Injuries No Work for _____ Days / Limited Duty for _____ Days
Condition Improved / Stable / Genous / Expired at _____ Follow-up Physician _____ / On Call MD / Other _____
Prescriptions Bactrim DS Pro BID x 10 days. Return to school after 1 week. 9/28/16
Bactrim DS 1mg
Clonazepam 1mg
Follow-up Plan Limit Activities for _____ Days / Referral in _____ Days
Instructions Clinical Work-up / Diagnosis / Treatment Plan

Associate Provider:

PA / RN / ACNP / C

PA / RN / ACNP / C

Attending Physician: Vidyasagar Reddy, MD 2150

Completed @ _____ Additional Dictation
Care Assumed at _____

LYNX Medical Systems Inc copyright 2001

Printed 9/21/2016 at 21:33 - Page 1 of 1
BOND, REBECCA (17 - 40 y F) Insect Bite (uncomplicated)

Exhibit 2 pg 3

TY-BOND, REBECCA JOY-Enc# 49864390-STY-E-E-9/21/2016 R ED Physician Documentation-9/21/2016-ER0043-4pg

ED Physician Notes

Chart by exception Circle positive responses - findings A backslash \ indicates a pertinent negative



ETMC-South ER (STY)
6210 S. Broadway
Tyler, TX 75703
1-800-648-8141

Patient: BOND, REBECCA JOY
Triage Date: September 21, 2016
DOB: January 3, 1979 Sex: Female
Med Rec#: 0296577 Age: 37 yr
Account#: 49864390

Chief Complaint

Basic Information

1. Insect Bite (uncomplicated)

Hx: Pt? Spouse / S O / Father / Mother / Child / Guardian / Intersp / Other: Time 1135 / Amb: BLS ALS / Police

Vital signs

Per nurse notes / WNL / T _____ P _____ R _____ BP _____ SaO2 _____

Medications

Per nurse notes / None / Per list: Reconciled:

Allergies - intolerances

Per nursing notes / substances / reactions / NKDA /

Immunizations

Per nurse notes / Influenza / Pneumococcal / Tetanus less_than_5 yrs 5-10 yrs more_than_10 yrs never:

Menstrual - PG hx

Per nurse notes / LMP _____ G _____ P _____ SAB _____ TAB _____ Preg: unknown N Y Trimester 1 2 3:

History limitation

None / Clinical condition / Physical impairment / Cognitive impairment / Language barrier /

History of Present Illness

40 Rabin to both legs. Thru spider/rasid bite
Also feeling anxious. Her husband rubbing for her

Duration/Timing

Occurrence

5 mins h/c days PTA / Date _____ Time _____

Location

Head / Neck / Chest / Back / Abdomen / R_L Arm / L Hand / R_L Foot /

Quality/Severity

Symptoms

Erythema / Swelling / Itching / Burning / Pain

Symptom degree

Mild / Mod / Sev /

Modifying Factors

Mitigating

None / Rest / Ice / Immobilization / Analgesics / Antihistamines /

Context

MOI

Accident / Describe /

Prior insect bite allergy

None / Large local reaction / Oral swelling / Wheezing / Anaphylaxis /

Risk factors

None / Immunocompromise /

Assoc Signs & Symps

Fever

Neg / Low / Mod / High / Subjective: _____ deg F / O T A R /

Const (other)

Neg / Chills / Malaise / Gen weakness / Decreased LOC /

ENT

Neg / R_L Ear pain disch / Nose congestion disch bleed / Mouth pain swelling / Throat pain swelling hoarse /

SOB

Neg / Min / Mod / Sev / c activity: c lying down / At rest /

Resp (other)

Neg / Cough / Wheezing / Stridor /

CV

Neg / Chest pain / Palpitations / Tachycardia / Bradycardia / Syncope /

Neuro

Neg / Confusion / R_L Hearing loss / R_L Vision loss / Diplopia /

Aton / speech / motor sensation balance / HA / Seizure /

Lymph

Neg / R_L Cervical / Axillary / Inguinal / Generalized / Enlarged glands /

Review of Systems

Eye

See HPI for - Const ENT Resp CV Skin Neuro Heme Al Immuno

GI

Neg / R_L Pain / Eye inflammation / Conjunctival inflammation / Vision change /

Neg / Nausea / Poor PO intake solids liquids / Vomiting / Hematemesis / Diarrhea /

Hematochezia / Constipation / Melena / Pain /

MS

Neg / R_L Hand / Shoulder / Arm / Knee / Leg / Neck / Back / General / Stiff / Pain / Chronic / Acute /

Other significant

All systems otherwise neg /

Past Medical History

Med

See HPI / See dictation / See med record dated _____ /

Surg

Neg / CAD HTN Angina A Fib MI CHF Mur / Asthma / GERD / CA / CRF / High chol / Hypothyroid / DM type_1 type_2 /

Neg / PTCA / Stent / CABG x / Appy / Chole / Hystg / Oophorectomy /

Family History

FMH

Reviewed - not significant / Asthma / COPD / CAD / HTN / MI / DM / CA / Seizures / Unknown /

Social History

Social concerns

None / Neglect / Abuse / Living situation /

Habits

None / ETOH occ reg amt _____ per day wk / Tobacco occ reg _____ opd x _____ yrs /



Page 1 of 2
Printed 9/21/2016 at 21:33

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BOND, REBECCA (17 - 40 yr F) Insect Bite (uncomplicated)

TY-BOND, REBECCA JOY-Enc# 49864390-STY-E-E-9/21/2016 Home Medication Collection Report-9/21/2016-ME0015-1pg

Home Medication List

Pt Name: BOND, REBECCA J
Pt ID: 2013009845
DOB: 1/3/1979 12
Adm Dtime: 9/21/2016 9:27:00PM
Nurs Sta: SBWY
Alerg: Dilaudid, morphine, No Known Food Allergies

MRN: 0296577
Acct No: 00049864390
Age/Sex: 37Y/F
Attn Dr: REDDY, VIDYASAGAR MD
Rm & Bed: SB02-A
Entity: 0100

Status: Complete Collected On: 09/21/16 21:40 By: Debora A Tedford, RN
Comments:

Home Medications

aripiprazole (Abilify) 20 mg Tablet
Medication Status: active

Pt Name: BOND, REBECCA J
Rm/Bed: SB02-A

MRN: 0296577
Page 1 of 1

Home Medication List
ORE_X0AQ_Med_Rec_HomeMeds.rpt.
Printed By
Printed On: 21-Sep-16 21:41

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Exhibit 2 pg 5

000341

TY-R4 EBECCA JOY-Enc# 49864390-STY-E-E-9/21/2016 Coding Summary -ICD 27/2016--EL0004-lpg

MR6450RL 33.13 TY_LANJ MIRA - CODING & ABSTRACTING ICD10 Coding Summary Report ETMC TYLER LOCATION - 0100 9/27/16 8:24:56 S0617FC6 Page 1

NAME.....BOND, REBECCA J
ACCOUNT #: 49864390
MR#.....029-65-77
PT TYPE...E.E
ADMIT.....09/21/2016
DISCH.....09/21/2016
ATT PHYS..REDDY, VIDYASAGAR G
DRG.. 603 CELLULITIS W/O MCC
MDC.....9 LOS... 1
TOTAL CHARGES. 551.50
AGE.....37 Y SEX.....F
PAYOR:1512 MEDICAID CIGNA HEALTHSPRING
DISP...1 DC HOME OR SELF CARE
←

*** PATIENT INFORMATION ***
DIAGNOSIS CODE & DESCRIPTION
A F41.9 Anxiety disorder, unspecified
P L03.115 Cellulitis of right lower limb
S L03.116 Cellulitis of left lower limb
S F41.9 Anxiety disorder, unspecified
CPT4 CODE & DESCRIPTION
99283 EMERGENCY DEPT VISIT
CM MODIFIER(S) Y
SVC DATE 09/21/2016
PERF PHYS 37020
APC CODE & DESCRIPTION
5023 LEVEL 3 TYPE A ED VISITS
POA

Rebecca Bond 2128686
Mountainview Unit
2305 Ransom Road
Gatesville, TX 76528



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Waco

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